IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

REVIEW PETITION NO.56 OF 2007
IN
WRIT PETITION NO.2682 OF 2006

Shri Ratanlal Motilal Agrawal, .. Petitioner
Vs
Shri Gopi Krishna Ramgopal Garg
and ors. .. Respondents

Mr Surel S Shah, for the petitioner.
Mr P.S.Dani, for respondent nos 1 and 2.

CORAM : D.B.BHOSALE,J.
DATED : 07th JUNE, 2007

P.C.:

1. The petitioner has filed the instant review petition seeking review of the order dated 9.2.2007. Mr Shah, learned counsel for the petitioner, submitted that the issue of limitation was not considered. I perused the order passed by me on 9.2.2007. The only submission advanced before me was regarding subletting and it has been dealt with by me in the order. Insofar as the issue of limitation is concerned, it was neither raised in the petition nor argued before me. I am told that it was not raised even the courts below. In the circumstances, no case for review is made out. The review petition is rejected.

2. At this stage, Mr Shah prayed for further six weeks time to vacate the suit premises. Though Mr Dani initially opposed the prayer, left it to me.

Having considered the overall facts and circumstances of the case, time to vacate the suit premises, as prayed for, is granted for six weeks from today, subject to filing of an usual undertaking on or before 11.7.2007. Till then the earlier undertaking shall remain operative.

(D.B.BHOSALE,J.)